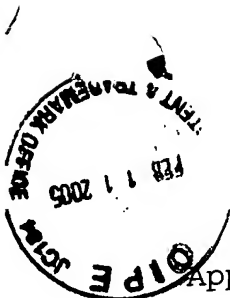
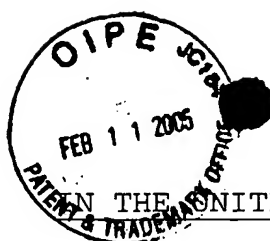


DT03 Rec'd PCT/PTO 11 FEB 2005

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#4



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Christian Sprogar et al. Confirmation No.:
Serial No. : 10/500,527
Filed : June 30, 2004
TC/A.U. :
Examiner :
Docket No. : 04-341
Customer No.: 34704

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

In response to the Official Notice of December 10, 2004 to File Missing Parts of Application Under 37 C.F.R. 1.53(d), a copy of which is enclosed, Applicant encloses herewith a Combined Declaration and Power of Attorney in compliance with 37 C.F.R. 1.63. The surcharge in the amount of \$130 for filing this Declaration was paid with the original filing fees.

With regard to the additional claim fee of \$3,180.00, Applicants' respectfully submit that the Patent Office is in error. In the attached Notification the Patent Office indicates that the total number of claims in the application is 192, that is 172 claims over the initial 20 claims. Thus, the Patent Office indicates that an additional claims fee of \$2,880.00 is required for the excess 172 claims and a \$300.00 surcharge is required for multiple dependent claims. Applicant submits that the Patent Office is in error. The total number of claims pending in the instant application as filed is 53 as a result of

Applicants' Preliminary Amendment which was submitted with the original application documents canceling claims 1-30 and adding new claims 31-62. Accordingly, the total filing fee due should be as follows:

- (1) Basic National Fee of \$920;
- (2) Surcharge for late Declaration of \$130;
- (3) Multiple Dependent Claim fee of \$300;
- (4) Fee for 33 extra Claims of \$1650;
- (5) Total fees are \$3000.

The filing fee already paid by Applicant is \$1266 and the difference of \$1734 should be charged to Applicants' attorney's Deposit Account No. 02-0184 as originally instructed in paragraph 21c of Applicants' initial transmittal letter. A duplicate of this response is attached for deposit account purposes.

If any additional fees are required in connection with this case, it is respectfully requested that they be charged to Deposit Account No. 02-0184.

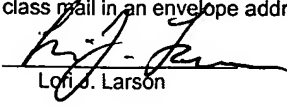
Respectfully submitted,

By

Gregory P. LaPointe
Attorney for Applicant
Reg. No. 28,395

Date: February 9, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313" on February 9, 2005.


Lori J. Larson



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/500,527	Christian Sprogar	04-341

INTERNATIONAL APPLICATION NO.

PCT/EP03/00300

I.A. FILING DATE

PRIORITY DATE

01/14/2003

01/16/2002

Bachman & LaPointe
 900 Chapel Street, Suite 1201
 New Haven, CT 06510

CONFIRMATION NO. 6405

371 FORMALITIES LETTER



OC000000014675676

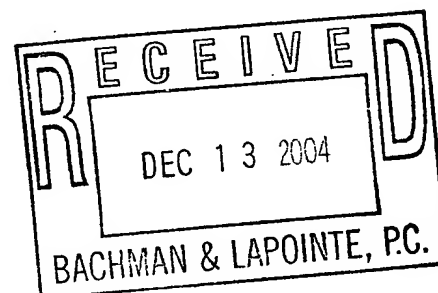
Response due 2.10.05

Date Mailed: 12/10/2004

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/30/2004
- English Translation of the IA filed on 06/30/2004
- Copy of the International Search Report filed on 06/30/2004
- Copy of IPE Report filed on 06/30/2004
- Preliminary Amendments filed on 06/30/2004
- Oath or Declaration filed on 06/30/2004
- Request for Immediate Examination filed on 06/30/2004
- Copy of references cited in ISR filed on 06/30/2004
- U.S. Basic National Fees filed on 06/30/2004
- Priority Documents filed on 06/30/2004



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$3180 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$3180** for a Large Entity:

- Total additional claim fee(s) for this application is **\$ 3180**
 - **\$2880** for **172** total claims over 20.
 - **\$300** for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 305-3737

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/500,527	PCT/EP03/00300	04-341

FORM PCT/DO/EO/905 (371 Formalities Notice)